

**MINUTES OF THE REGULAR MEETING OF THE
CANTON TOWNSHIP BOARD OF TRUSTEES
HELD TUESDAY, SEPTEMBER 22, 2009**

The Canton Township Board of Trustees met in a regular session at 7:00pm
on Tuesday, September 22, 2009 with all three Trustees present.

Also in attendance: Fiscal Officer Ron Smith, Zoning Director Marshall Lewis, Road Superintendent Tom Hewitt, and Fire Chief Scott McKibben.

Pledge of Allegiance

ROLL CALL:	Mr. William C. Smith	-	Present
	Mr. Christopher B. Nichols	-	Present
	Mr. James A. Wilcox	-	Present

MINUTES:

Mr. Nichols made a motion to approve and waive the reading of the minutes from the September 08, 2009 meeting, seconded by Mr. Wilcox and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

FIRE:

Fire Chief presented receipts for two weeks for the following: \$18,711.91=Ambulance Billing, \$160.00=CPR, \$1,000.00=Donations, and \$4.00=Records Request, for a total of \$19,875.91. Mr. Wilcox made a motion to accept the report/fees as submitted, seconded by Mr. Smith and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Nichols made a motion to approve closing 3 BC's and 1 PO:

BC

#16 = Building Maintenance/Operating Expenses
19 = Operating Supplies & Expenses
20 = Misc Operating Supplies & Expenses

PO

#48 = Sprint

Motion seconded by Mr. Wilcox and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Wilcox made a motion to approve opening 3 new BC's and 1 new PO:

BC

\$10,000.00 = Supplies & Expenses
8,000.00 = Building Maintenance/Operating Expenses
5,000.00 = Misc Operating Supplies & Expenses

PO

\$ 1,500.00 = Sprint

Motion seconded by Mr. Smith. Fiscal Officer certified funds are available. Voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Nichols made a motion to approve the Board President signing a contract authoring the Canton Township Fire Department to continue to be a recognized provider for Anthem Blue Cross/Blue Shield. Motion seconded by Mr. Wilcox. Voting YES – Mr. Nichols and Mr. Wilcox. Mr. Smith abstained from the vote.

FYI: > Fire Chief will be out of office on September 23-24-25

ROAD:

Road Superintendent presented receipts for two weeks for the following: \$100.00=Road Opening Permits, \$342.50=Culvert Pipe, and \$102.99=Refund, for a total of \$545.49.

Mr. Smith made a motion to accept the fees as submitted, seconded by Mr. Nichols and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Wilcox made a motion to approve closing 1 PO:

#109 = Central Allied Ent

Motion seconded by Mr. Smith and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Smith made a motion to approve opening 3 new PO's:

\$10,000.00 = Central Allied Ent

1,300.00 = Treasurer, State of Ohio (Ohio EPA Annual Discharge Fee)

4,706.00 = Stark County Health Dept (Phase II Storm Water Monitoring)

Motion seconded by Mr. Nichols. Fiscal Officer certified funds are available. Voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Nichols made a motion to approve Resolution #09-02-09 to place a “STOP” sign at the intersection of 49th St SW and Ashmont Ave SW, at the recommendation of the Stark County Engineer. Motion seconded by Mr. Wilcox.

ROLL CALL VOTE:	Mr. Smith	-	YES
	Mr. Nichols	-	YES
	Mr. Wilcox	-	YES

Mr. Nichols made a motion to approve Resolution #09-03-09 to place a “STOP” sign at the intersection of Pearmont St SW and Ashmont Ave SW, at the recommendation of the Stark County Engineer. Motion seconded by Mr. Wilcox.

ROLL CALL VOTE:	Mr. Smith	-	YES
	Mr. Nichols	-	YES
	Mr. Wilcox	-	YES

Mr. Nichols made a motion to approve Resolution #09-04-09 to place a “STOP” sign at the intersection of Pearmont St SW and Birchmont Ave SW, at the recommendation of the Stark County Engineer. Motion seconded by Mr. Wilcox.

ROLL CALL VOTE:	Mr. Smith	-	YES
	Mr. Nichols	-	YES
	Mr. Wilcox	-	YES

Mr. Wilcox made a motion to approve the Road Superintendent attending an Adult Education Excel computer class at Canton South High School – October 19-28, at a cost of \$79.00. Motion seconded by Mr. Smith and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

FYI: > Chips & Seal is complete
> After discussion, it was decided to table the decision of placing or removing “No Parking” signs on 2nd St SE, between Charlotte and Baumford SE, and other streets in that area, until the Fire Chief and Road Superintendent view the area again and have more info at the next meeting.

OPEN 2009 ROAD STRIPING BIDS:

<u>Company Name</u>	<u>Bid Amount</u>
Marking Construction Inc – Norwalk, Ohio	\$22,965.00
American Road Logistics	29,562.00
J.D. Striping & Services – Ravenna, Ohio	25,771.00
Oglebe Construction – Norwalk, Ohio	31,818.40
A&A Safety	49,087.20

Mr. Wilcox made a motion to forward all road striping bids to Atty. Charles Hall for his review and opinion. Contract to be awarded at the October 6th meeting. Motion Seconded by Mr. Nichols and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

ZONING:

Zoning Director presented receipts for two weeks in the amount of \$473.10. Mr. Smith made a motion to accept the report/fees as submitted, seconded by Mr. Nichols and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Smith made a motion to approve Zoning Director attending and using a township vehicle for the Mutual Assistance Committee meeting on Friday, October 23rd, from 11:30am to 2:30pm to be held at Stark State Advance Technology Center, hosted by Jackson Township. Motion seconded by Mr. Wilcox and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Closed Violations

John Reiger	3530 Prairie College SW	Unsafe structure removed
Jeffrey Carpenter	4341 Cheryl Ave SW	Mowed grass
Terry Diebel	3117 Waynesburg Dr SE	Vehicles removed
Bryan Cycle & Recycling	4016 Southway SW	Registered business

Anonymous Letter received Sept 17, 2009
2232 Central Ave SE – ENVIRITE of Ohio Inc.

Concerned neighbors are requesting an investigation of the vacant home and the large container on this property which may contain hazardous materials on this property.

Zoning Inspector: The property is a commercial property located in a B-3 district. Our files indicate the property has been used as a commercial site since 1984. The residential structure was used for a period of time as a county dispatch center and currently used as

file storage for ENVIRITE of Ohio Inc. The two mechanic bays located on the property are used as repair shops for the large shipping containers used by ENVIRITE of Ohio Inc. All mechanical repairs are made inside to include welding, general sheet metal work and painting. Work is done by ENVIRITE employees who are assigned to the mechanics shop located at their main plant on Central Ave SE. The containers stored outside are empty awaiting repair. One container is used to store scrap metal removed during repairs. Records indicate fire inspections are in compliance and no EPA hazards exist on the property.

Tani Taylor 2812 Lincoln St East

Expansion of Non-conforming auto sales / Auto Salvage business in Residential district.– Canton Twp filed with county prosecutor office 20 July 09 - Mr. Taylor started removing salvage autos from residential properties... contacted our office to acquire applications for zone changes.

Charles Minard 4026 Lincoln St East (Owners: Dino & Teresa Valentine)

B-3 Business property operating in violation of district. Salvage and Auto repair not authorized in this district. Canton Twp filed with county prosecutor office 20 July 09

Charles Minard 3600 Lincoln St East

Non-Conforming Auto Sales Business in Residential District.
Salvage /Storage Junk automobiles in the rear section of property.
Canton Twp filed with county prosecutor office 20 July 09

Rose Cox 3111 Central Ave SE

Trash/Unsecured Structure

Lawsuit filed 23 Mar 09 Stark County Health Dept -vs.- Rose Cox; Court date 3 April 09
Taking bids to raise structures and removal of trash and debris.

Trustee Smith asked about:

- > School bus on Dueber SW: Zoning Director placed notices on the vehicles stating they would be removed on September 30th if they were not removed by the property owner.
- > Auction House on Dueber SW: Zoning Director stops there twice a week and is told he will mow the weeds down, but it has never been done. Trustee Smith reported the owner told him the same story. Zoning Director was instructed to start legal action.
- > RV & Semi-Trailer: Zoning Director is not permitted on this property, so he has sent a letter and is waiting for a response.

FISCAL OFFICER:

Fiscal Officer presented bills in the amount of \$77,359.54 and payroll in the amount of \$89,741.93, for total checks of \$167,101.47. Mr. Nichols made a motion to approve the checks as presented, seconded by Mr. Wilcox and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Payment Register and Fund Status reports handed out to all three Trustees and Department Heads. New Appropriation Status report and BC & PO lists to be given to Department Heads on Thursday, September 24.

Mr. Wilcox made a motion to approve closing 1 BC and 2 PO's:

BC
3 = Admin – Misc Expenses

PO
#14 = Paychex
16 = Treasurer, State of Ohio

Motion seconded by Mr. Smith and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Nichols made a motion to approve opening 1 new BC, 2 new PO's and 1 Then & Now PO:

BC
\$10,000.00 = Admin – Misc Expense
PO
\$ 2,000.00 = Paychex
3,000.00 = Treasurer, State of Ohio (audit fees)

Then & Now PO
\$ 654.70 = ACS Canton Title Agency (settlement charges-purchase of lot)

Motion seconded by Mr. Wilcox. Fiscal Officer certified funds are available. Voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

FYI:

- > Nature Works grant for walking track – Grant writer has submitted all the paperwork necessary to apply for our reimbursement funds. After getting all necessary signatures and have them recorded at Stark County, it will be mailed to Columbus.
- > Stark County Prosecutor's office (Lisa Barr) is handling on Sheri Griffith repayment plan of overpaid payroll.
- > Has a call into the State Auditor's office about status of 2006-2007 audit.
- > Will have meeting with Department Heads to review their financial status as of 4th quarter of 2009

PUBLIC SPEAKS:

(resident did not state name or address - it was taken from their Public Speaks sign-up form)

Jean Harper = 2704 – 16th St NW – Canton Township

She was in attendance to voice her concern/complaint about a neighbor that has a car in the road right of way since January with an expired license plate. Why has nothing been done. Zoning Director stated he has visited the property and was shown the current sticker that matches the plates on the vehicle. Trustee Smith told Ms. Harper the township is not permitted, by law, to force the owner to put the plates on his car. She also asked questions concerning open burning. Fire Chief stated any time she has a problem with open burning to call 9-1-1 and it will be forwarded to our Fire Dept and also the call will be recorded.

TRUSTEES:

MR. SMITH:

AEP-Turning Off Township Street Lights = Trustee Smith reported that he and the Road Superintendent will be meeting with Dwight Parrish of AEP tomorrow at 10am here at the township office to review maps of the general lighting in Canton Township.

Mr. Smith made a motion to approve authorizing AEP to turn out street lights in Canton Township as designated on the maps provided. It will be 70% to 75% of the general lighting in Canton Township. Motion seconded by Mr. Wilcox and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Clear Channel = We have been notified they will not be renewing lease for the billboard located at Fire Station #4 on Lincoln Street. The billboard will be removed by ODOT, when they repair the overpass in that area.

North Industry Post Office = US Postal Service announced on September 11 that the North Industry Post Office will remain open and will not be affected by a consolidation study.

MR. NICHOLS:

Computers at Administration Office = Network upgrades will start in about a week.

Fall Edition of Newsletter = Department Heads to start compiling information.

Warner Cable = Received a renewal update. He will research options available to government offices and report back at next meeting on best pricing options available.

MR. WILCOX:

Trick or Treat = Mr. Wilcox made a motion to approve Canton Township Halloween Trick or Treat to be held on Sunday, October 25th from 3pm to 5pm. Motion seconded by Mr. Nichols and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Lot on Deville NW = Real Estate closing of small lot on Deville NW (near Fire Sta #3) will be tomorrow. Fire Station #3 will be responsible for the mowing of that lot.

ROAD SUPERINTENDENT:

Estimate on New Front-End Loader = Township's 20-year old front-end loader is in bad shape. He got estimate from Southeastern Equipment for a new loader, bucket and sweeping attachment, through the state purchasing program, for a total purchase price of approximately \$97,234.00. To repair the 20-year old loader would be approximately \$55,455.00. It will be discussed further at the next meeting.

No further business coming before the Board, Mr. Wilcox made a motion to adjourn at 8:14pm, seconded by Mr. Smith and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

**SIGNATURES FROM THE MINUTES OF THE
SEPTEMBER 22, 2009 REGULAR MEETING OF THE
CANTON TOWNSHIP BOARD OF TRUSTEES**

Ronald L. Smith, Fiscal Officer

William C. Smith, President

Christopher B. Nichols, Vice President

James A. Wilcox, Trustee